

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name:

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LOW LEAK BOOM CONTROL CHECK VALVE

the specification of which:

 X is attached hereto.

 was filed on as United States Application Number
or PCT International Application Number
and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below any foreign application for patent or inventor's certificate or of any PCT international

application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed	Certified Copy Attached?

I HEREBY CLAIM the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/241,911	October 20, 2000

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number

I HEREBY APPOINT the following registered attorneys and agents of the law firm of NILLES & NILLES, S.C., Firststar Center, Suite 2000, 777 East Wisconsin Avenue, Milwaukee, Wisconsin 53202:

James E. Nilles	Reg. No. 16,663
Jay G. Durst	Reg. No. 41,723
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along with the following registered attorneys and agents of CASE CORPORATION,
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Larry W. Miller	Reg. No. 29,417
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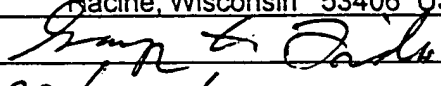
to have full power to prosecute this application and any continuation(s), division(s),
reissue(s), and reexamination(s) thereof, to receive the patent, and to transact all
business in the United States Patent and Trademark Office connected therewith;

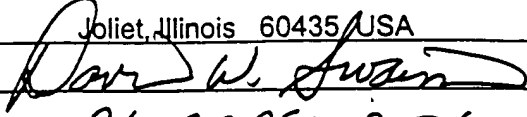
and I request that all correspondence be directed to:

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I UNDERSTAND AND AGREE that the foregoing attorneys and agents
appointed by me to prosecute this application do not personally represent me or my
legal interests, but instead represent the interests of the legal owner(s) of the
invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own
knowledge are true, and that all statements made on information and belief are
believed to be true; and further that these statements were made with the knowledge
that willful false statements and the like so made are punishable by fine or
imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and
that such willful false statements may jeopardize the validity of the application or any
patent issuing thereon.

Name of first inventor:	<u>George T. FIALA</u>
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Inventor's signature:	<u></u>
Date:	<u>22/OCT/01</u>

Name of second inventor: David W. SWAIM
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Date: 21 OCTOBER 2001